

PLANTATION RUBBER INVESTIGATIONS

Memorandum of agreement signed March 3, 4, and 29, and April 3, 1943, supplementing memorandum of agreement of April 11, 1941, as supplemented

Entered into force April 3, 1943

57 Stat. 1291; Executive Agreement Series 364

SUPPLEMENTAL MEMORANDUM TO THE AGREEMENT BETWEEN THE SECRETARIA DE AGRICULTURA Y FOMENTO OF THE UNITED MEXICAN STATES AND THE DEPARTMENT OF AGRICULTURE OF THE UNITED STATES OF AMERICA

Under the terms of the existing agreement between the Secretaría de Agricultura y Fomento, Mexico and the Department of Agriculture, United States of America, dated April 11, 1941,¹ and in accordance with agreements supplemental thereto, the Governments of the United Mexican States and of the United States of America have established a program of rubber plant research and government demonstration plantations for the development of a Hevea rubber plantation industry in Mexico, and have initiated also a co-operative experimental program on *Cryptostegia*.

During 1942 the United States Department of Agriculture has greatly expanded its program of investigations of guayule and has undertaken an extensive program of guayule production. In cooperation with the Secretaría de Agricultura y Fomento of the United Mexican States a few indicator plantings have been established in Mexico. As a consequence of work conducted during the past year the United States Department of Agriculture now has a sufficient supply of guayule seed of high rubber-yielding strains to permit a limited expansion of its guayule program.

To implement the desire of the Governments of the United Mexican States and the United States of America to develop a source of crude rubber, it is the mutual wish of the Secretaría de Agricultura y Fomento of the United Mexican States and of the United States Department of Agriculture to co-operate in undertaking the investigations necessary to determine the suitability of areas in Mexico for the cultivation of guayule, and through assistance to private cooperators in establishing plantings of guayule for the production of rubber.

¹ EAS 364, *ante*, p. 1052.

Accordingly, in recognition of the common interest of the Governments of Mexico and of the United States in the cultivation of guayule for rubber production, the following Supplementary Memorandum is hereby agreed upon:

A. THE DEPARTMENT OF AGRICULTURE OF THE UNITED STATES AGREES:

1. To provide at its expense guayule seed or seedlings of improved strains of high rubber-bearing capacity for the investigations contemplated under this agreement.
2. To conduct extensive surveys for the purpose of broadly delineating the location and extent of areas within which it is believed guayule may successfully be cultivated.
3. To develop and maintain at its expense, on sites selected in cooperation with the Secretaría de Agricultura y Fomento of the United Mexican States, experimental plantings believed to be representative of areas where guayule may successfully be cultivated.
4. To conduct, except as otherwise provided in this Memorandum, at its expense the research necessary to achieve the purposes for which each experimental planting is established.
5. To provide to private cooperators designated by the Secretaría de Agricultura y Fomento of the United Mexican States guayule seed or seedlings of improved strains at reasonable cost and to aid such cooperators through such technical advice and assistance as is feasible in the selection of tracts of land for guayule nurseries and field plantings and in the establishment, protection, and care of nurseries and field plantings.

B. THE SECRETARIA DE AGRICULTURA Y FOMENTO OF THE UNITED MEXICAN STATES AGREES:

1. To provide at its expense the lands necessary for experimental guayule plantings.
2. To assist where possible in providing water for the irrigation of experimental plantings.
3. To provide at its expense at Torreon and other localities, when available, the use of government buildings for headquarters offices and the storage of supplies and equipment necessary to the investigations and surveys contemplated by this agreement.
4. To facilitate the efforts of the representatives of the United States Department of Agriculture in providing assistance to cooperators in the determination of tracts of land suitable for guayule cultivation and in the establishment, protection and care for nurseries and field plantings.
5. To assign at its option scientists to work with the scientists of the United States Department of Agriculture for the purpose of conducting

cooperative investigations and to aid and facilitate contacts with local and state officials and with private cooperators.

6. To use its good offices in securing duty-free entry of implements, materials and supplies needed for the conduct of official work under this agreement.

C. IT IS MUTUALLY AGREED BY THE SECRETARIA DE AGRICULTURA Y FOMENTO OF THE UNITED MEXICAN STATES AND THE DEPARTMENT OF AGRICULTURE OF THE UNITED STATES THAT:

1. As the successful cultivation of guayule is a highly specialized undertaking, contracts for the establishment of nurseries or plantings of seedlings will not be made with private cooperators by the Department of Agriculture of the United States of America except on the basis of a determination satisfactory to the parties to this Memorandum that a cooperator is qualified and willing to conduct such work in accordance with successfully established methods.

2. Guayule rubber produced as a direct result of work carried out under this memorandum and not required for investigative purposes by the parties hereto will be sold to the Rubber Reserve Company, an agency of the United States Government, in accordance with the Agreement of September 4, 1942 between the Government of the Republic of Mexico and the Rubber Reserve Company.

3. Seed of new strains of guayule developed as a result of research work under this agreement will be divided equally between the parties hereto. By mutual agreement either party hereto may harvest such seed from plantings of strains of guayule furnished in accordance with paragraph A1 of this agreement as may be needed for further extension of plantings in the respective countries.

4. Information obtained from the investigations contemplated by this Memorandum will be freely exchanged between the parties hereto.

5. Publication of the results of the investigations and surveys contemplated by this Memorandum may be made by either party providing the cooperative nature of the work is recognized and a copy of the manuscript is furnished the cooperator for review previous to publication.

6. Upon the termination of this agreement, immature crops of guayule or other plants growing on the experimental plantings will become the property of the Government of Mexico.

7. Marketable crops of guayule or other plants that may be grown and harvested on any of the experimental planting areas during the life of or upon the termination of this agreement will be disposed of by the parties hereto through dividing and sharing the crop equally. Each party will sell or dispose of its share of the crop and make disposition of funds received by sale in accordance with the laws and regulations applicable to each country.

8. Upon termination of this agreement, the Department of Agriculture of the United States of America shall be permitted to remove, sell, or otherwise dispose of the improvements belonging to the United States, including all buildings and facilities.

9. The development of the work contemplated in this Memorandum is contingent upon appropriation of money for the purpose by the Congress of the United Mexican States and the United States of America for the fulfillment of the respective obligations of the signatories.

MARTE R. GOMEZ
Secretario de Agricultura y Fo-
mento, Estados Unidos Mexicanos
March 3, 1943

EDUARDO SUÁREZ
Secretario de Hacienda y Crédito
Público, Estados Unidos Mexica-
nos

March 4, 1943

F. J. GAXIOLA, Jr.
Secretario de la Economía Nacio-
nal, Estados Unidos Mexicanos.

March 3, 1943

CLAUDE R. WICKARD
Secretary of Agriculture
United States of America
April 3, 1943

E. C. AUCHTER
Agricultural Research Adminis-
trator, United States Department
of Agriculture
Mar. 29, 1943